



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

AUG 23 2016

OFFICE OF
COMPLIANCE AND ENFORCEMENT

Reply to: OCE-101

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

NOTICE OF VIOLATION

The Honorable Vincent Larson
Mayor, City of Firth
106 East Center
Firth, Idaho 83236

Re: City of Firth WWTF
NPDES Permit Number ID-002498-8

Dear Mayor Larson:

On February 27, 2013, the U.S. Environmental Protection Agency (EPA) issued a National Pollutant Discharge Elimination System (NPDES) permit to the City of Firth, Idaho ("City") for its wastewater treatment facility ("Facility"), NPDES Permit Number ID-002498-8 ("Permit"). The Permit became effective on April 1, 2013 and will expire on March 31, 2018. On behalf of EPA, the Idaho Department of Environmental Quality (IDEQ) conducted the City's last inspection on September 12, 2013.

On July 18, 2016, EPA conducted a spot review of the Facility's administrative files, again including the DMRs submitted by the Facility. The records reviewed were from October 2013 through July 2016. The purpose of the file review was to determine the Facility's continued compliance with the requirements of the Clean Water Act (CWA) and the NPDES Permit. The purpose of this letter is to notify you of violations EPA discovered during its review.

ADMINISTRATIVE FILE REVIEW

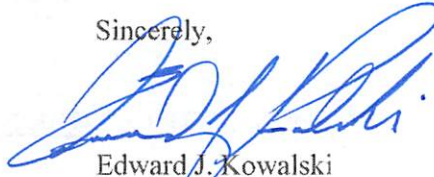
1. EPA reviewed DMRs from October 2013 through July 2016 and identified effluent limitation exceedances that constitute 256 violations of the CWA, 33 U.S.C. § 1251 *et seq.* A list of these violations is enclosed (Enclosure A).
2. Part I.A, Table 1 of the Permit illustrates that effluent testing data should be submitted in the 2nd, 3rd, and 4th years of the Permit and must be submitted in accordance with the instructions in the NPDES Application Form 2A, Part B.6. Enclosed is Part B.6 excerpted from Form 2A (Enclosure B.)

Upon review of administrative files from October 2013 through July 2016, EPA discovered the Facility has not yet submitted the 2015 effluent testing data. This is a violation of Part I.A, Table 1 of the Permit.

Although our goal is to ensure NPDES facilities comply fully with their permits, the ultimate responsibility rests with the permittee. As such, I want to strongly encourage you to continue your efforts to maintain full knowledge of the Permit requirements, and other appropriate statutes, and to respond appropriately to ensure compliance. Notwithstanding your response to this letter, EPA retains all rights to pursue enforcement actions to address these and any other violations.

If you have any questions concerning this matter, please do not hesitate to call Raymond Andrews of my staff at (206) 553-4252.

Sincerely,



Edward J. Kowalski
Director

Enclosures

cc: Mr. Stephen Berry
Idaho Department of Environmental Quality

Mr. Bruce Olenick
IDEQ, Pocatello Regional Administrator